



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 21-005

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Council Staff and the Legislative Reference Bureau, dated November 2020.]

2. Form, Style and Placement in Administrative Code

The material for “Opt 5.03(17(b)3” should include a parenthesis to read “Opt 5.03 (17) (b) 3.”. Revise the entire rule so that proper spacing and punctuation is included when describing the administrative code.

4. Adequacy of References to Related Statutes, Rules and Forms

a. In s. Opt 5.03 (16), the word “procedures” should be added between the word “examination” and “specified” in order to more clearly connect that provision to the reference in s. Opt 5.03 (17) (c).

b. Should the material that creates s. Opt 5.03 (17) (c) be included as a definition rather than material that is grounds for unprofessional conduct or made to appear more similar to how s. Opt 5.03 (17m) is constructed? That material is referenced in s. Opt 5.03 (16), but not referenced in s. Opt 5.03 (17) (a) and appears more consistent with being placed as a definition. Section Opt 5.03 (17) (c), as currently proposed, does not describe an independent ground for unprofessional conduct when compared to s. Opt 5.03 (17) (a) and (b).

c. In s. Opt 5.03 (17m) (a), the reference to “s. 5.03 (17) (c)” should be revised to refer to “sub. (17) (c)”.